

1 Jeffrey C. Block, *pro hac vice*
2 Jacob A. Walker (SBN 271217)
3 **Block & Leviton LLP**
4 260 Franklin Street, Suite 1860
Boston, MA 02110
(617) 398-5600 phone
jeff@blockleviton.com
5 jake@blockleviton.com

Vincent Cheng (SBN 230827)
Block & Leviton LLP
100 Pine Street, Suite 1250
San Francisco, CA 94111
(510) 543-0489 phone
vincent@blockleviton.com

6 *Attorneys for Lead Plaintiff*
7 *Rick Keiner and the Class*

8 *Additional Counsel on Signature Page*

9
10 UNITED STATES DISTRICT COURT
11 NORTHERN DISTRICT OF CALIFORNIA
12 OAKLAND DIVISION

13 In re LYFT INC. SECURITIES LITIGATION

14 MASTER FILE NO. 4:19-CV-02690-HSG

15 This Document Relates to:

**JOINT STIPULATION AND
ORDER PERMITTING
INDIVIDUALS AND ENTITIES THAT
PREVIOUSLY OPTED OUT OF THE
CLASS TO OPT BACK INTO THE
CLASS**

16
17
18
19
20
21
22
23
24
25
26
27
28

STIPULATION AND [PROPOSED] ORDER PERMITTING INDIVIDUALS THAT PREVIOUSLY OPTED
OUT OF THE CLASS TO OPT BACK INTO THE CLASS
CASE No. 4:19-cv-02690-HSG

1 Pursuant to this Court’s Minute Order, dated September 15, 2022 (ECF No. 168), Lead
 2 Plaintiff Rick Keiner (“Lead Plaintiff,”) and Defendants Lyft, Inc., Logan Green, John Zimmer,
 3 Brian Roberts, Prashant (Sean) Aggarwal, Ben Horowitz, Valerie Jarrett, David Lawee, Hiroshi
 4 Mikitani, Ann Miura-Ko, and Mary Agnes Wilderotter (“Defendants,” and together with Lead
 5 Plaintiff the “Parties”), through their counsel, submit the following Joint Stipulation and
 6 [Proposed] Order Permitting Individuals and Entities That Previously Opted Out of the Class to
 7 Opt Back Into the Class (the “Joint Stipulation”).

8 WHEREAS, on June 16, 2022, Lead Plaintiff filed his Notice of Motion, Unopposed
 9 Motion for Preliminary Approval of Settlement, and Memorandum of Points and Authorities in
 10 Support Thereof (the “Motion”) (ECF No. 249);

11 WHEREAS, accompanying the Motion was the Parties’ Stipulation and Agreement of
 12 Class Action Settlement (the “Settlement Stipulation”) (ECF No. 249-2) and supporting exhibits;

13 WHEREAS, individuals who previously opted-out of the class (the “Proposed
 14 Intervenors”) have sought to intervene in opposition to the Motion (ECF No. 257);

15 WHEREAS, the Court held a hearing on the Motion on September 15, 2022 (the
 16 “Hearing”);

17 WHEREAS, counsel for the Parties met and conferred along with counsel for the
 18 Proposed Intervenors following the Hearing on September 15, 2022, and the Parties have agreed
 19 to amend the Settlement Stipulation and certain supporting exhibits (including to change the
 20 language of the release) to permit parties that have previously opted-out of the Class to opt back
 21 into the class, preserving their right to object to the settlement at final approval;

22 WHEREAS, the Parties have executed a Revised Stipulation and Agreement of Class
 23 Action Settlement (the “Revised Settlement Stipulation”) and have edited the release and the
 24 supporting exhibits to expressly permit individuals who previously opted out of the Class to opt
 25 back into the Class;

26 WHEREAS, on September 27, 2022, Lead Plaintiff will file revised versions of the
 27
 28

1 Stipulation of Settlement and exhibits reflecting the changes described herein.

2 NOW, THEREFORE, the Parties hereby stipulate, subject to Court approval, that
3 individuals who previously opted out of the Class be allowed to opt back into the Class, pursuant
4 to the Revised Settlement Stipulation and its supporting exhibits, to be filed concurrently with
5 Lead Plaintiffs' Renewed Motion.

6
7 Stipulated and agreed to by:

8 Date: September 27, 2022

9
10 **BLOCK & LEVITON LLP**

11 /s/ Jeffrey C. Block

12 Jeffrey C. Block (*Pro Hac Vice*)
Jacob A. Walker (CA Bar. No. 271217)
260 Franklin Street, Suite 1860
Boston, MA 02110
jeff@blockleviton.com
jake@blockleviton.com

13
14 *Counsel for Lead Plaintiff and the Class*

15
16 **LATHAM & WATKINS LLP**

17 /s/ Colleen C. Smith

18 Colleen C. Smith (CA Bar. No. 231216)
12670 High Bluff Drive
San Diego, CA 92130
Colleen.Smith@lw.com

19
20 Matthew Rawlinson (CA Bar. No. 231890)
140 Scott Drive
Menlo Park, CA 94025
T: (650) 328-4600 / F: (650) 463-2600
matthew.rawlinson@lw.com

21
22 Elizabeth Deeley (CA Bar. No. 230798)
505 Montgomery Street, Suite 2000
San Francisco, CA 94111
T: (415) 391-0600 / F: (415) 395-8095
elizabeth.deeley@lw.com

23
24 Andrew B. Clubok (*pro hac vice*)
Susan E. Engel (*pro hac vice*)
555 Eleventh Street, NW, Suite 1000
Washington, D.C. 20004
T: (202) 637-2200 / F: (202) 637-2201
andrew.clubok@lw.com
susan.engel@lw.com

25
26 *Counsel for Defendants Lyft, Inc., Logan
Green, John Zimmer, Brian Roberts,
Prashant Aggarwal, Ben Horowitz,
Valerie Jarrett, David Lawee, Hiroshi
Mikitani, Ann Miura-Ko, and Mary Agnes
Wilderotter*

FILER'S ATTESTATION

Pursuant to Civil L. R. 5-1(i)(3), regarding signatures, I hereby attest that concurrence in the filing of the document has been obtained from all of the signatories above.

Dated: September 27, 2022

/s/ Jeffrey C. Block
Jeffrey C. Block

* * *

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Date: 9/28/2022

Haywood S. Gill Jr.
HONORABLE HAYWOOD S. GILL JR.

HONORABLE HAYWOOD S. GILLIAM, JR.
U.S. DISTRICT JUDGE